



GARY R. HERBERT
Governor

SPENCER J. COX
Lieutenant Governor

State of Utah

DEPARTMENT OF NATURAL RESOURCES

MICHAEL R. STYLER
Executive Director

Division of Oil, Gas and Mining

JOHN R. BAZA
Division Director

May 19, 2015

Certified Return Receipt
7014 0150 0000 1194 2906

Max K. Williams
880 Railroad Avenue
Ontario, Oregon 97914-8618

Subject: Right-of Entry for Conducting Reclamation Work, Bonnie Birch Jensen, Paradise Mine, S/023/0058, Juab County, Utah,

Dear Mr. Williams

The Utah Division of Oil, Gas and Mining's (Division's) Minerals Regulatory Program is proposing to conduct reclamation activities at the site of the Paradise mine (a/k/a Peat Humus mine) which was operated by Bonnie Birch Jensen. Specifically, the Division would like to remove lead/acid batteries, gasoline, oil, diesel fuel, and any other potentially hazardous materials at the mine site, and to pull the dredge and any other equipment from the water. The mine site is located on parcel XD00-4265-2 in Juab county which, according to the County Recorder, you own.

Enclosed are two copies of a Right of Entry Consent (ROE) form for your review. The ROE will allow the Division and its contractor to enter your property and conduct the work described above. The Division had intended to enter from the Wildlife Resources parking area on the north side of your property but would be willing to come from the southeast side. It will be necessary to remove a short section of fence for equipment to enter your property. This fence can be re-installed, or a gate could be put in.

If you concur with this proposal, please sign, date and return to me both copies of the Consent form in the self-addressed envelope provided. I will mail you a fully executed copy for your records after obtaining all of the required signatures. Copies of the maps and property record cards under are for your records.

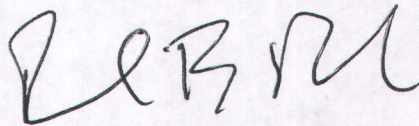
The Division proposes to perform this reclamation under authority of the Utah Mined Land Reclamation Act and associated rules. Rule R647-3-112 states, "If the operator of a small mining operation fails or refuses to conduct reclamation as required by the complete notice of intention, and fails or refuses to comply with [rules] R647-3-107, R647-3-108, or R647-3-109, the Board [of Oil, Gas and Mining] may, after notice and hearing, order that reclamation be conducted by the Division." The Division is seeking this approval from the Board.



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May 19, 2015

The Paradise Mine Reclamation Project will be funded by the Division, possibly with participation by the Division of Wildlife Resources. **You will bear none of the costs for reclamation.** Please contact me at 801-538-5261 or by e mail at paulbaker@utah.gov if you have any questions or concerns regarding the project or the Right of Entry Consent.

Sincerely,

A handwritten signature in black ink, appearing to read 'P. B. Baker', with a stylized, cursive script.

Paul B. Baker
Minerals Program Manager

Enclosure: Property maps and property record cards
P:\GROUPS\MINERALS\WP\M023-Juab\S0230058-JensenPeat\final\ROE.docx

INGRESS/EGRESS AND RIGHT OF ENTRY CONSENT FOR
RECLAMATION ACTIVITIES

By

Max Williams

I, the undersigned, Landowner or as agent for the Landowner do hereby consent to the following activities by the Utah Division of Oil, Gas and Mining, Department of Natural Resources (Division) and its agents, employees or contractors:

1. Duly authorized employees, agents and/or contractors of the Division may enter upon the described land to perform reclamation activities to eliminate hazards by past mining activities that affect the environment and the public's health, safety, and general welfare in Juab County, Utah, Township 15 West, Range 2 West, Section 35 which is more particularly described as follows:

Parcel #/ Tax Serial #	Township/Range/Section	Proposed Action
XD00-4265-2	Township 15 South, Range 2 West, Section 35	Ingress/Egress for reclamation work on the Peat Humus Project.

2. The proposed work consists of draining and removing fuel, engine oil, hydraulic oil, antifreeze, and any other liquids from the equipment used in the mining operation. The Division would also remove lead/acid batteries and any other items that might pose a hazard. The Division also proposes to pull the dredge and any other equipment from the marsh.
3. The Division will need to take down a fence to access the site and can remove the fence, replace the fence, or install a gate.
4. The Division will hire contractors to carry out the reclamation activities. The Division will require its contractor to carry liability insurance and agree to indemnify the Division and the Landowner from any and all injuries or claims made by any person in connection with the contractor's performance of the reclamation activities.
5. Except as herein set forth in this Right of Entry Consent, neither the Division nor the Landowner shall undertake any activity, either expressed or implied, nor make any representation that purports to bind the other.
6. Duly authorized personnel of the Division are granted permission to inspect reclamation work at reasonable times.
7. Both the Division and the Landowner understand that all costs incurred for reclamation activities will be the sole liability of the Division.

8. The reclamation activities will be performed pursuant to authority and funding under the Utah Mined Land Reclamation Act and Utah Administrative Code R647 et. seq. The Right of Entry does not constitute a warranty or guarantee from the Division to the Landowner relative to the protection of public health, safety and general welfare or suitability of the premises for any specific use.

Dated this _____ day of _____, 2015

DIVISION OF OIL, GAS AND MINING

By:

Name:

Title:

Max Williams

I certify that I am a legal owner or agent for the legal owner of the above-described property:

Name

Title

RECEIVED

MAY 05 2015

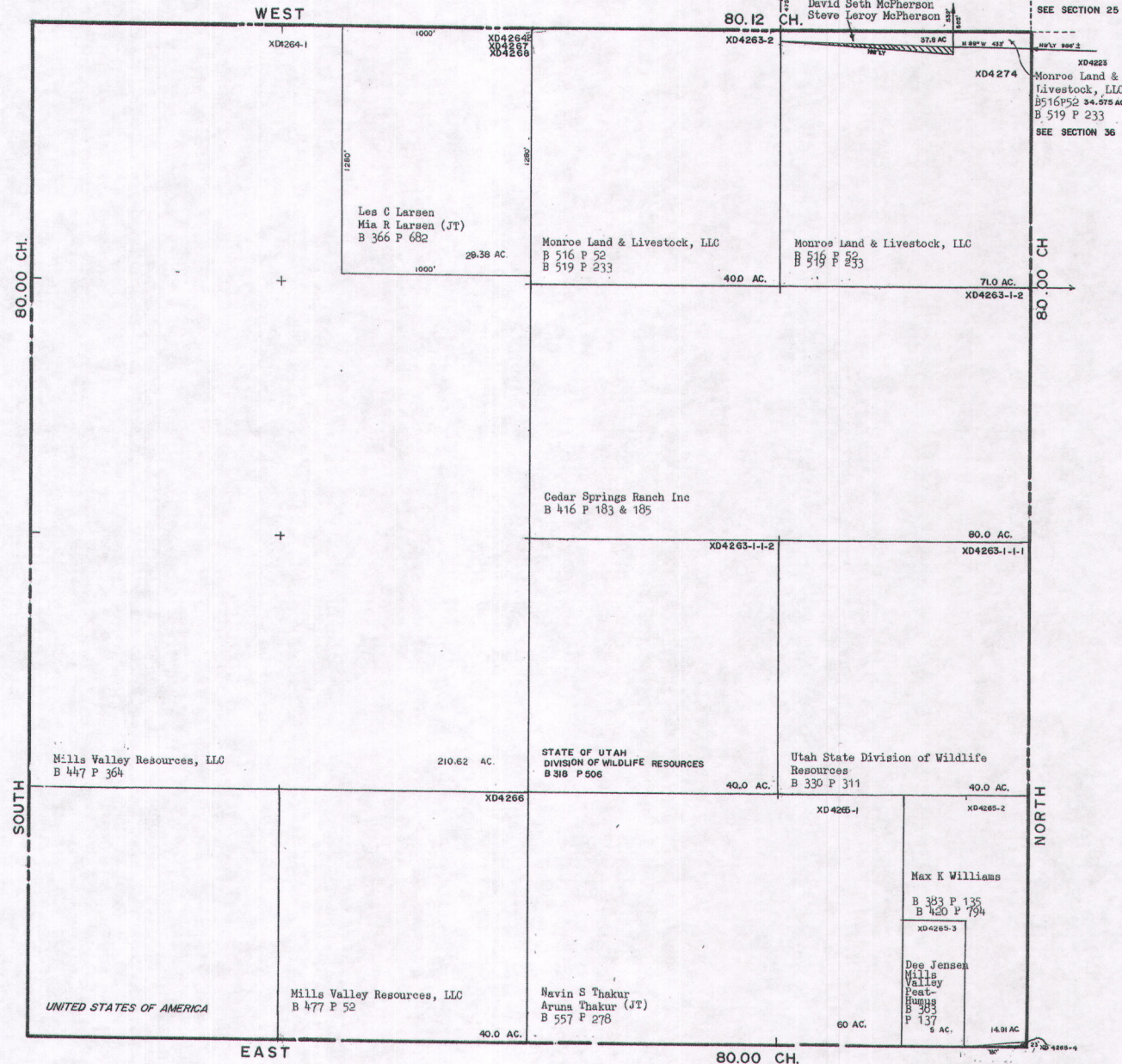
Div. of Oil, Gas & Mining

SECTION 35, T15S, R2W, S.L.B. & M.

5/023/0086
Peat Humas

SEE SECTION 26

SEE SECTION 25



JUAB COUNTY RECORDERS OFFICE
PLAT MADE ON

NOTES

MAY 05 2015

THIS PLAT IS A REFERENCE ONLY
AND NO LIABILITY IS ASSUMED FOR
ACCURACY, INCORRECT DATA, OR
VARIATIONS WITH AN ACTUAL SURVEY

U.S.T.C.
approval
Date

RECORDERS OFFICE
JUAB COUNTY, UTAH

Section 35 T15SR2W

drawn by: B.L. date: 7-15-80 scale: 1"=400'

book page



Peat Humas

© 2015 Google

Google e

188 ft

1998

Imagery Date: 3/23/2014 39°27'41.80" N 112°02'04.63" W elev 4927 ft eye alt

Peat Humas

© 2015 Google

Google ea

81 ft

1998

Imagery Date: 3/23/2014 39°27'39.68" N 112°02'04.40" W elev 4927 ft eye alt

Property Record Card

Juab County Utah

Peat Humus
5/023/0058

**JENSEN, DEE,
MILLS VALLEY PEAT-HUMUS, DBA,**

Account: 0108675

Tax Area: 06 - CUP, JUAB S, JUAB C,

Acres: 5.000

Parcel: XD00-4265-3

Situs Address:

680 E CAPITOL BLVD
SALT LAKE CITY, UT 84103-2139

Value Summary

Model	Value	Override
Land (1)	\$500	N/A
Total	\$500	\$500

Legal Description

THE S 1/2 OF THE W 1/2 OF THE E 1/2 OF THE SE 1/4 OF THE SE 1/4 OF SEC 35, T 15S, R 2W, SLM. CONT. 5 AC.

RECEIVED

MAY 05 2015

Div. of Oil, Gas & Mining

Transfer History

Entry Number	Book/Page	Date Recorded	Deed Type
00209657	B: 383 P: 137	Mar 27, 1997	Warranty Deed

Property Record Card

Juab County Utah

Peet Harnas
5/23/0058

WILLIAMS, MAX K,
880 RAILROAD AVE
ONTARIO, OR 97914-8618

Account: 0108667

Tax Area: 06 - CUP, JUAB S, JUAB C,
Acres: 14.910

Parcel: XD00-4265-2

Situs Address:

Value Summary

Model	Value	Override
Land (1)	\$1,491	N/A
Total	\$1,491	\$1,491

Legal Description

THE N 1/2 OF THE W 1/2 OF THE E 1/2 OF THE SE 1/4 OF THE SE 1/4 AND THE E 1/4 OF THE SE 1/4 OF THE SE 1/4 OF SEC 35, T 15S, R 2W, SLM.
EXCEPTING THEREFROM: BEG AT THE SE COR OF SEC 35, T 15S, R 2W, SLM, TH N 23 FT ALONG THE SEC LN, TH SW'LY TO THE SW COR OF THE E 1/4 OF THE SE 1/4 OF THE SE 1/4, TH E 330 FT, M/L,
TO THE POINT OF BEG. CONT. 14.91

RECEIVED

MAY 05 2015

Div. of Oil, Gas & Mining

Transfer History

Entry Number	Book/Page	Date Recorded	Deed Type
00252549	B: 0519 P: 0616	Feb 14, 2008	Quit Claim Deed
00223118	B: 420 P: 794	Mar 19, 2001	Warranty Deed